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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

BONIFACIO ALEJANDRES-SANTOS,

No. C 13-0406 RS (PR)

Petitioner,

ORDER OF DISMISSAL

RANDY GROUNDS,

v.

Respondent.

In response to this Court's order to show cause, petitioner has filed a motion to dismiss the action voluntarily (Docket No. 8). Pursuant to this motion, this federal habeas action is dismissed. *See* Fed. R. Civ. P. 41(a)(1); *Hamilton v. Shearson-Lehman American Exp. Inc.*, 813 F.2d 1532, 1534–1536 (9th Cir. 1987). This dismissal is <u>without</u> prejudice. *See* Fed. R. Civ. P. 41(a)(1). The order to show cause is discharged. The Clerk shall enter judgment in favor of respondent, and close the file.

IT IS SO ORDERED.

DATED: June <u>11</u>, 2013

RICHARD SEEBORG United States District Judge